

JUL 12 2010

JOHN F. CORCORAN, CLERK
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

ROY STEVE DAVIS,)
v. Plaintiff,) Case No. 7:10CV00005
v.)
UNITED STATES OF AMERICA,)
Defendant.) FINAL ORDER
) By: Glen E. Conrad
) Chief United States District Judge

In accordance with the accompanying memorandum opinion, it is hereby

ADJUDGED AND ORDERED

that the motion to dismiss (DE 44) is **GRANTED**, pursuant to Fed. R. Civ. P. 12(b)(1), as to plaintiff's claims under the Federal Tort Claims Act; plaintiff's pending motions (DE 46, 48) are **DENIED**; and this civil action is stricken from the active docket of the court.

ENTER: This 12th day of July, 2010.

Glen Conrad

Chief United States District Judge